



Entered on Docket
October 28, 2008

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Wells Fargo Bank, N.A.
08-73987 / 0255629891

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In Re:

Jonathan P. Venegas

Debtors.

07-14502-lbr

Motion no.
Date: 10/17/07
Time: 10:00 a.m.

Chapter 13

ORDER VACATING AUTOMATIC STAY

Pursuant to the Declaration re Breach of Condition filed on September 14, 2008 and Debtors failure to cure the default prior to its expiration, and good cause appearing.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the above-entitled bankruptcy proceeding is immediately vacated and extinguished for all purposes as to Secured Creditor, Wells Fargo Bank, N.A. its assignees and/or successors in interest, and Secured Creditor may proceed with a foreclosure of and hold a Trustee's Sale of the subject property, generally described as 5650 E. Sahara Ave. Unit 1043, Las Vegas NV.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall give Debtors and Trustee at least five business days' notice of the time, place and date of sale.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Secured Creditor hereby withdraws its secured Proof of Claim filed in this matter.

DATED this ____ day of _____, 2008.

Submitted by:
Wilde Hansen LLP.

By____/s/ Gregory L. Wilde_____
GREGORY L. WILDE, ESQ.
Attorney for Secured Creditor
208 South Jones Boulevard
Las Vegas, Nevada 89107

1 ALTERNATIVE METHOD RE: LOCAL RULE 9021:

2 In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

3 ☐ The court waived the requirements of LR 9021.4 ☐ No parties appeared or filed written objections, and there is no trustee appointed in the case.5 ☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, a
6 unrepresented parties who appeared at the hearing, and any trustee appointed in this case, and
7 each has approved or disapproved the order, or failed to respond, as indicated below (list each
8 party and whether the party has approved, disapproved, or failed to respond to the document)

(List Parties)

8 Debtor's counsel:

9 ☐ approved the form of this order ☐ disapproved the form of this order10 ☐ waived the right to review the order and/or ☒ failed to respond to the document11 ☐ appeared at the hearing, waived the right to review the order12 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

13 Trustee:

14 ☐ approved the form of this order ☐ disapproved the form of this order15 ☐ waived the right to review the order and/or ☒ failed to respond to the document

16 Other Party: _____

17 ☐ approved the form of this order ☐ disapproved the form of this order18 ☐ waived the right to review the order and/or ☐ failed to respond to the document

19 Breach Order:

20 ☐ This is an Order Vacating the Stay after the Failure to cure a Declaration of Breach. Copies of
21 this proposed order were transmitted to Debtor's counsel and appointed trustee to which
22 they have not replied

23 Submitted by:

24 /s/ Gregory L. Wilde, Esq.

25 Gregory L. Wilde, Esq.

26 Attorney for Secured Creditor